

CLASSIFICATION OFFICE DECISION

Title of publication: Gemma (wedgiegemma)

Other known title(s): Extraction report - Gemma (wedgiegemma)

OFLC ref: 1900304.003

Medium: Text File

Publisher: Not stated

Country of origin: Not stated

Language: English

Applicant: The District Court at Dunedin

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| Classification: | Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years. |
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Descriptive note: None

Display conditions: None

Date of entry in Register: 29 July 2019

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: No notice of decision has been issued

Summary of reasons for decision:

The publication is a record of a sexually explicit online conversation between two parties engaged in “age play” (sexual roleplay). The Classification Office has considered whether the publication promotes or supports, or tends to promote or support, the exploitation of children or young persons for sexual purposes and has determined that it does not. The text file is not exploitative in tone; the activity is clearly consensual negotiated roleplaying fantasy between adults. There is no sense that children or young persons are being exploited for the sexual arousal of adults. However, the text file’s unrestricted availability is still likely to be injurious to the public good. There is a common social consensus across many countries that sexually explicit material should be restricted to adults due to the negative impact it is likely to have on the sexual development of children and young persons who are unlikely to understand the nature of this type of adult sexual fantasy. Restricting the availability of the text file to adults places a limit on the right to freedom of expression as provided by the New Zealand Bill of Rights Act 1990. However, it is a reasonable limitation on that right in order to prevent injury to the public good.